

IPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Toru NIMURa et al.

Group Art Unit: 2826

Application No.: 10/673,243

Examiner: T. Tran

Filed: September 30, 2003

Docket No.: 116688

For: ACTIVE MATRIX TYPE ELECTRO-OPTICAL DEVICE, AND ELECTRONIC APPARATUS

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

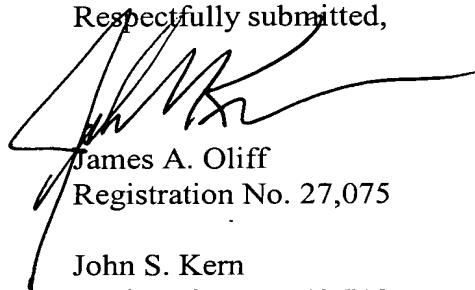
In reply to the February 16, 2005 Election of Species Requirement, Applicants provisionally elect Species B, directed to Figs. 4, 5, 9-14, with traverse. At least claims 1-9 read on the species.

It is also respectfully submitted that the subject matter of all species is sufficiently related that a thorough search for the subject matter of any one species would encompass a search for the subject matter of the remaining species. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is stated that "if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions" (emphasis added). It is respectfully submitted that this policy should apply in the present application in order to avoid

unnecessary delay and expense to Applicants and duplicative examination by the Patent Office.

Thus, withdrawal of the Election of Species Requirement is respectfully requested.

Respectfully submitted,



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Date: March 16, 2005

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